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U.S.PTO
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Attorney Docket: 056207.49993C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR § 1.53(b)

Mail Stop PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This is a request for filing a continuation application under 37 CFR § 1.53(b), of pending prior application:

Serial No. 09/857,450

Filed on June 4, 2001

Of Mitsuo KAYANO et al.

Entitled: GEAR-TYPE AUTOMATIC TRANSMISSION AND AN AUTOMOBILE USING THE GEAR-TYPE AUTOMATIC TRANSMISSION

Examiner: P. Ankur

Group: 3681

X 1. Accompanying this order is a true copy of the prior application as originally filed.

Total pages: 45

X 2. Formal drawings are being filed herewith consisting of 13 sheets, depicting Figures 1-14.

X 3. Declaration and Power of Attorney:

a. — Newly executed (original or copy)

b. X Copy from prior application

i. — Deletion of Inventors - signed statement attached deleting inventor(s) named in the prior application

X 4. Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as

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being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

- 5. Cancel original claims ____.
- 6. Small entity status:
 - a. Is still proper and desired.
 - b. Is no longer claimed
- 7. The filing fee is calculated below:

Claims as Filed, Including Any Claims
Cancelled or Added by Preliminary Amendment

Basic Fee						\$385/770	=	\$770.00	
Total Claims	6	-	20	=	0	x	\$9/18	=	\$
Independent Claims	1	-	3	=	0	x	\$43/86	=	\$
Multiple Dependent Claim Presented							\$145/290	=	\$
Total Filing Fee									\$770.00

- 8. Please charge the deposit account of undersigned, No. 05-1323, in the amount of \$____ (Docket #____).
- 9. A check in the amount of \$770.00 to cover the filing fee is enclosed.
- 10. The Commissioner is authorized to charge any fee which may be required under 37 CFR § 1.16 or 37 CFR § 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #056207.49993C1).
- 11. Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial No. 09/857,450, filed June 4, 2001, which is a 371 of PCT/JP99/06799, filed December 3, 1999.--
- 12. Priority of Appln. No. 10-343834, filed in Japan on December 3, 1998, is hereby claimed under 35 USC 119.
- 13. A certified copy of each said priority document was filed in International Application No. PCT/JP99/06799.
- 14. The prior application is assigned of record to Hitachi, Ltd.
- 15. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg.

No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169.

- a. The power appears in the original application papers in the prior application.
- b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- d. Address all future correspondence to:

CROWELL & MORING, L.L.P.
P.O. Box 14300
Washington, DC 20044-4300

- 16. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- 17. A Preliminary Amendment is being filed herewith.
- 18. Return Receipt Postcard.

Respectfully submitted,

November 26, 2003



Vincent J. Sunderdick
Registration No. 29,004
For James F. McKeown
Registration No. 25,406

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JFM/acd